

**** NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 161-5(b) and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

AGENDA

CITY COUNTY COUNCIL

AND THE

INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

SPECIAL SERVICE DISTRICT COUNCILS

August 6, 2007

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Franklin**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
 - A. Mayor Bart Peterson**
 - B. Clerk of the Council**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNAL – July 23, 2007**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 347, 2007 (Council Resolution)

INTRODUCED: 08/06/2007 BY: Councillor Plowman

REFERRED TO: Committee of the Whole

DIGEST: recognizes Michael (Mickey) Rogers

PROPOSAL NO. 357, 2007 (Special Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Borst, Mansfield, Day, McWhirter, Abdullah, Nytes, Pfisterer, Schneider, Cain, Langsford, Vaughn, Conley, Randolph, Lutz, Moriarty Adams, Mahern and Gray

REFERRED TO: Committee of the Whole

DIGEST: recognizes Judge Cale Bradford on his appointment to the second district of the Indiana Court of Appeal

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 328, 2007 (Council Resolution)

INTRODUCED: 07/23/2007 BY: Councillor Borst

REFERRED TO: Administration and Finance Committee

DIGEST: reappoints Robert Thomas Burns to the Indianapolis Marion County Building Authority Board Of Trustees

COMMITTEE ACTION:

07/31/2007 Do Pass 6-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 329, 2007 (General Ordinance)

INTRODUCED: 08/06/2007 BY: Councillors Sanders, Nytes and Keller

REFERRED TO: Administration and Finance Committee

DIGEST: amends the Code to transfer from the office of corporation counsel to the office of finance and management the powers and duties with respect to the collection of city or county receivables

PROPOSAL NO. 330, 2007 (General Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Nytes and Keller

REFERRED TO: Metropolitan Development Committee

DIGEST: approves the issuance of Redevelopment District Bonds not to exceed \$5,000,000 for certain local public improvements in the designated Martindale Industrial Redevelopment Area

PROPOSAL NO. 331, 2007 (Council Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Gray and Mahern

REFERRED TO: Municipal Corporations Committee

DIGEST: appoints Michael Fitzgerald to the Beech Grove Public Library Board

PROPOSAL NO. 332, 2007 (General Ordinance)

INTRODUCED: 08/06/2007 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: amends the Code to add fees for registrations and address changes of sex or violent offenders

PROPOSAL NO. 333, 2007 (General Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Conley, Keller, Mansfield and Nytes

REFERRED TO: Public Works Committee

DIGEST: approves the issuance of Indiana Waterworks District Revenue Bonds not to exceed \$125,000,000 to fund various water-related projects throughout Marion County

PROPOSAL NO. 334, 2007 (General Ordinance)

INTRODUCED: 08/06/2007 BY: Councillors Gray, Keller and Brown

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to establish a crime prevention advisory board for the purpose of reviewing and making recommendations regarding funding of crime prevention initiatives and programs

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 335, 2007 (Council Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Plowman and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: requests that the Metropolitan Development Commission stop granting new tax abatements, except in extraordinary circumstances, until such time as the new reassessment is completed

PROPOSAL NO. 336, 2007 (P.S.S.D.F.O.)

INTRODUCED: 08/06/2007 BY: Councillors Moriarty Adams and Conley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: adopts the annual budget for the Police Special Service District for 2008

PROPOSAL NO. 337, 2007 (F.S.S.D.F.O.)

INTRODUCED: 08/06/2007 BY: Councillors Moriarty Adams, Sanders and Conley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: adopts the annual budget for the Fire Special Service District for 2008

PROPOSAL NO. 338, 2007 (S.W.C.S.S.D.F.O.)

INTRODUCED: 08/06/2007 BY: Councillors Conley and Sanders

REFERRED TO: Public Works Committee

DIGEST: adopts the annual budget for the Solid Waste Collection Special Service District for 2008

PROPOSAL NO. 339, 2007 (Fiscal Ordinance)

INTRODUCED: 08/06/2007 BY: Councillors Moriarty Adams and Sanders

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: adopts the annual budget for the Metropolitan Emergency Communications Agency for 2008

PROPOSAL NO. 340, 2007 (Fiscal Ordinance)

INTRODUCED: 08/06/2007 BY: Councillors Sanders, Gray and Conley

REFERRED TO: Administration and Finance Committee

DIGEST: adopts the annual budget for the Revenue Bonds Debt Service Funds for 2008

PROPOSAL NO. 341, 2007 (Fiscal Ordinance)

INTRODUCED: 08/06/2007 BY: Councillors Mansfield and Conley

REFERRED TO: Community Affairs Committee

DIGEST: adopts the annual budget for the Marion County Office of Family and Children for 2008

PROPOSAL NO. 342, 2007 (Fiscal Ordinance)

INTRODUCED: 08/06/2007 BY: Councillors Gray, Sanders and Conley

REFERRED TO: Administration and Finance, Community Affairs, Metropolitan Development, Parks and Recreation, Public Safety and Criminal Justice, and Public Works Committees

DIGEST: adopts the annual budget for Indianapolis and Marion County for 2008

PROPOSAL NO. 343, 2007 (General Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Gibson, Gray, Conley and Sanders

REFERRED TO: Municipal Corporations Committee

DIGEST: reviews, modifies and approves the 2008 operating budget of the Indianapolis Public Transportation Corporation (IndyGo)

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 344, 2007 (General Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Gibson, Gray, Conley and Sanders

REFERRED TO: Municipal Corporations Committee

DIGEST: reviews, modifies and approves the 2008 operating budget of the Indianapolis Airport Authority

PROPOSAL NO. 345, 2007 (General Resolution)

INTRODUCED: 08/06/2007 BY: Councillors Gibson, Gray, Conley and Sanders

REFERRED TO: Municipal Corporations Committee

DIGEST: reviews, modifies and approves the 2008 operating budget of the Capital Improvement Board of Managers

PROPOSAL NO. 346, 2007 (Council Resolution)

INTRODUCED: 08/06/2007 BY: Councillor Keller

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appoints Dan Young to the Marion County Community Corrections Advisory Board

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 348, 2007 (Rezoning Ordinance)

INTRODUCED: 08/06/2007 BY: Councillor Mahern

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance certified by the Metropolitan Development Commission on July 26, 2007

PROPOSAL NOS. 349-356, 2007 (Rezoning Ordinances)

INTRODUCED: 08/06/2007 BY: Councillor Mahern

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on July 25, 2007

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 305, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Mahern, Keller, Nytes and Abdullallah

REFERRED TO: Metropolitan Development Committee

DIGEST: appropriates \$610,000 in the 2007 Budget of the Department of Metropolitan Development (Redevelopment General Fund) to grant funds for use by Clarian Health within the Biocrossroads Certified Technology Park, for the construction of a pedestrian bridge between two of its facilities, for sidewalk improvements and streetscape design, upgrading sewer and water services and for project management of these improvements

COMMITTEE ACTION:

08/02/2007 Do Pass 7-0

PROPOSAL NO. 306, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Mahern, Keller, Nytes, Brown, Conley and Sanders

REFERRED TO: Metropolitan Development Committee

DIGEST: appropriates \$53,761 in the 2007 Budget of the Department of Metropolitan Development (Consolidated County Fund) to fund salaries and benefits for two Legal Case Specialists to work with the abandoned vehicle and weed programs as well as with ordinance violations, financed by Permit revenues accounted for in the Consolidated County Fund

COMMITTEE ACTION:

08/02/2007 Do Pass 7-0

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 307, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Moriarty Adams, Pryor, Gray, Brown, Sanders and Conley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$569,360 in the 2007 Budget of the Department of Public Safety, Fire Division (Federal Grants and Non-Lapsing Federal Grants Funds), for 2007-2008 Urban Search and Rescue Task Force operations, financed by grants from the US Department of Homeland Security-Federal Emergency Management Agency

COMMITTEE ACTION:

07/26/2007 Do Pass 7-0

PROPOSAL NO. 308, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Moriarty Adams, McWhirter, Brown, Gray and Conley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$375,579 in the 2007 Budget of the Indianapolis Metropolitan Police Department (Federal Grants and Non-Lapsing Federal Grants Funds) to purchase 12 cameras for the Indianapolis Marion County Camera Project and to fund overtime for the Fatal Crash Reduction Effort and the High-Risk Robbery Initiative

COMMITTEE ACTION:

07/26/2007 Do Pass 7-0

PROPOSAL NO. 309, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Moriarty Adams, Brown, Gray, Sanders and Conley

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: appropriates \$3,488,171 in the 2007 Budget of the Marion County Community Corrections Agency (State and Federal Grants Fund) to fund juvenile and adult community corrections programs during the period July 1, 2007 through June 30, 2008, financed by a grant from the Indiana Department of Corrections

COMMITTEE ACTION:

07/26/2007 Do Pass 7-0

PROPOSAL NO. 310, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Conley, Moriarty Adams and Keller

REFERRED TO: Public Works Committee

DIGEST: approves an increase of \$1,650,000 in the 2007 Budget of the Department of Public Works, Indianapolis Fleet Services Division (Consolidated County Fund) to purchase 66 police cars for use by the Indianapolis Metropolitan Police Department, financed by a transfer of cash from the Redevelopment TIF Revenue Bonds Fund

COMMITTEE ACTION:

07/31/2007 Do Pass 8-0

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 636, 2006 (General Ordinance)

INTRODUCED: 12/18/2006 BY: Councillor

REFERRED TO: Law Enforcement Consolidation Committee

DIGEST: amends certain sections of the Revised Code of the Consolidated City and County relating to the Consolidation of the Indianapolis Police Department and the law enforcement division of the Marion County Sheriff's Department

COMMITTEE ACTION:

04/25/2007 Postpone until 07/26/2007 8-0

07/26/2007 Strike 6-0

PROPOSAL NO. 303, 2007 (Special Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Nytes and Randolph

REFERRED TO: Economic Development Committee

DIGEST: recommends the granting of an "Economic Development for a Growing Economy" Credit to Anaclim, LLC

COMMITTEE ACTION:

08/02/2007 Do Pass 6-0

PROPOSAL NO. 304, 2007 (Special Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Nytes and Randolph

REFERRED TO: Economic Development Committee

DIGEST: recommends the granting of an "Economic Development for a Growing Economy" Credit to Angel Learning, Inc.

COMMITTEE ACTION:

08/02/2007 Do Pass 6-0

PROPOSAL NO. 311, 2007 (Special Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Conley, Cockrum and Abdullallah

REFERRED TO: Public Works Committee

DIGEST: authorizes and approves the execution of an agreement between the Consolidated City of Indianapolis and the Town of Plainfield related to the development of the PepsiCo Facility and related infrastructure construction and improvement

COMMITTEE ACTION:

07/31/2007 Do Pass 7-0

PROPOSAL NO. 312, 2007 (Special Resolution)

INTRODUCED: 07/23/2007 BY: Councillors Conley and Keller

REFERRED TO: Public Works Committee

DIGEST: authorizes the Office of Environmental Services to apply for grant assistance from IDEM to assist in funding services provided to residents through its ToxDrops Program

COMMITTEE ACTION:

07/31/2007 Do Pass 8-0

PROPOSAL NO. 313, 2007 (General Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Conley and Keller

REFERRED TO: Public Works Committee

DIGEST: amends the Code for the purpose of adding unlawful storage or parking of inoperable vehicles to the provisions relating to environmental public nuisances and administrative adjudication of environmental violations

COMMITTEE ACTION:

07/31/2007 Do Pass 7-1

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 314, 2007 (General Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Conley and Brown

REFERRED TO: Public Works Committee

DIGEST: establishes a 25-mile-per-hour speed limit in the Hartman Village (District 18)

COMMITTEE ACTION:

07/31/2007 Do Pass As Amended 8-0

PROPOSAL NO. 315, 2007 (General Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Conley and Randolph

REFERRED TO: Public Works Committee

DIGEST: authorizes a one-way restriction and intersection controls on 73rd Street between Woodland Drive and Zionsville Road (District 1)

COMMITTEE ACTION:

07/31/2007 Do Pass 8-0

PROPOSAL NO. 316, 2007 (General Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Conley and Gray

REFERRED TO: Public Works Committee

DIGEST: authorizes a multi-way stop at the intersection of 44th Street and Sunset Avenue (District 8)

COMMITTEE ACTION:

07/31/2007 Do Pass 8-0

PROPOSAL NO. 317, 2007 (General Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Conley and Gray

REFERRED TO: Public Works Committee

DIGEST: authorizes a multi-way stop at the intersection of 44th Street and Crown Street (District 8)

COMMITTEE ACTION:

07/31/2007 Do Pass 8-0

XIII. SPECIAL SERVICE DISTRICT COUNCILS

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Mr. President.

The President The Chair recognizes Councillor Borst.

The Councillor

Mr. President, I have been asked to offer the following motion for adjournment:

by Councillor Brown in memory of Lt. Donald Van Cleave.

by Councillor Boyd in memory of Helen E. Dodds.

by Councillor Abdullah in memory of Bobby W. Green, Sr.

by Councillor Sanders in memory of Agnes Billerman.

Mr. President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President

Thank you, Councillor Borst. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 642, 2006 (General Ordinance)

INTRODUCED: 12/18/2006 BY: Councillors Mahern, Pfisterer, Sanders and Conley

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to eliminate the time frame for prosecuting environmental cases, to amend open burning standards and add composting as an approved leaf disposal method, and to update state statute and department citations

COMMITTEE ACTION:

01/30/2007 Postpone until 2/13/2007 6-0

PROPOSAL NO. 182, 2007 (Council Resolution)

INTRODUCED: 03/26/2007 BY: Councillor Borst

REFERRED TO: Rules and Public Policy Committee

DIGEST: establishes a special committee to investigate the Indianapolis Star's allegations against Councillor Monroe Gray

PROPOSAL NO. 194, 2007 (General Ordinance)

INTRODUCED: 04/16/2007 BY: Councillor Moriarty Adams

REFERRED TO: Public Works Committee

DIGEST: authorizes intersection controls at Audubon Road and 13th Street (District 17)

PROPOSAL NO. 216, 2007 (General Ordinance)

INTRODUCED: 04/30/2007 BY: Councillor Gray

REFERRED TO: Economic Development Committee

DIGEST: seeks approval of a petition to establish the Town of Fayette, in Boone County, Indiana, which proposed town is within four miles of the corporate boundaries of the consolidated city, pursuant to IC 36-5-1-7(a)

COMMITTEE ACTION:

05/16/2007 Postpone until 8/09/2007 7-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 236, 2007 (Special Resolution)

INTRODUCED: 05/21/2007 BY: Councillors Moriarty Adams, Conley and Gibson

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: determines the need to lease approximately 3,600 square feet of space at 863 Massachusetts Avenue for use by the Citizen's Police Complaint Office

COMMITTEE ACTION:

05/23/2007 Do Pass 5-2

COUNCIL ACTION:

06/11/2007 Failed due to Indecisive Vote

PROPOSAL NO. 254, 2007 (Council Resolution)

INTRODUCED: 05/21/2007 BY: Councillors Gray and Conley

REFERRED TO: Rules and Public Policy Committee

DIGEST: appoints Rodney Reynolds to the Common Construction Wage Committee for Decatur Township

COMMITTEE ACTION:

05/22/2007 Postpone 6-0

06/12/2007 Postpone until 7/24/2007 5-0

PROPOSAL NO. 256, 2007 (Council Resolution)

INTRODUCED: 05/21/2007 BY: Councillors Borst, Cockrum, Cain, Day, Langsford, Keller, McWhirter, Plowman, Vaughn, Pfisterer and Brown

REFERRED TO: Investigative Election Committee

DIGEST: urges the mayor to create a bipartisan committee to re-precinct Marion County, urges the Marion County Clerk to develop a plan for the 2007 general elections, and urges the Marion County Election Board to consult with the Indiana Secretary of State and Wayne County election officials to investigate future use of vote centers for Marion County

COMMITTEE ACTION:

08/01/2007 Strike 3-3

PROPOSAL NO. 268, 2007 (Special Resolution)

INTRODUCED: 06/11/2007 BY: Councillor Nytes

REFERRED TO: Administration and Finance Committee

DIGEST: establishes the maximum tax rate that may be imposed for the City Cumulative Capital Development Fund

COMMITTEE ACTION:

06/19/2007 Do Pass 5-0

PROPOSAL NO. 269, 2007 (Special Resolution)

INTRODUCED: 06/11/2007 BY: Councillor Nytes

REFERRED TO: Administration and Finance Committee

DIGEST: establishes the maximum tax rate that may be imposed for the County Cumulative Development Fund

COMMITTEE ACTION:

06/19/2007 Do Pass 5-0

PROPOSAL NO. 271, 2007 (Council Resolution)

INTRODUCED: 06/11/2007 BY: Councillors Gray and Brown

REFERRED TO: Municipal Corporations Committee

DIGEST: appoints Richard K. Bacon to the Indianapolis-Marion County Public Library Board

COMMITTEE ACTION:

06/18/2007 Postpone until 8/9/2007 4-0

XVI. PENDING PROPOSALS

PROPOSAL NO. 284, 2007 (General Ordinance)

INTRODUCED: 06/11/2007 BY: Councillors Nytes, Mansfield, Keller and Sanders

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to add a section regarding the use of vehicles that are owned or leased by the city and county

PROPOSAL NO. 299, 2007 (Council Resolution)

INTRODUCED: 07/23/2007 BY: Councillors Sanders, Gray, Conley, Brown and Nytes

REFERRED TO: Administration and Finance Committee

DIGEST: approves the Installment Tax Payment Plan for certain real estate taxes

PROPOSAL NO. 300, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillor Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: appropriates bond proceeds from the Property Tax Relief Bond issue to provide additional homestead credits for 2007

COMMITTEE ACTION:

07/31/2007 Postpone until 8/14/2007 6-0

PROPOSAL NO. 301, 2007 (Fiscal Ordinance)

INTRODUCED: 07/23/2007 BY: Councillor Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: amends Fiscal Ordinance No. 89, 2006 to thereby provide additional homestead credits for 2007

COMMITTEE ACTION:

07/31/2007 Postpone until 8/14/2007 6-0

PROPOSAL NO. 302, 2007 (Special Ordinance)

INTRODUCED: 07/23/2007 BY: Councillor Sanders

REFERRED TO: Administration and Finance Committee

DIGEST: approves the issuance of bonds to provide revenues to fund a homestead credit to help reduce residential property tax bills

COMMITTEE ACTION:

07/31/2007 Postpone until 8/14/2007 6-0

PROPOSAL NO. 318, 2007 (General Ordinance)

INTRODUCED: 07/23/2007 BY: Councillors Gray, Sanders and Conley

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends Chapter 536 of the Code to institute a green building rating system that provides specific principles and practices that may be applied during design, construction, and operation phases of buildings to achieve LEED certification